

CHAPTER NO. 130

HOUSE BILL NO. 3603

By Representative Fowlkes

Substituted for: Senate Bill No. 3510

By Senator Jackson

AN ACT to amend Chapter 289 of the Private Acts of 1965; as amended by Chapter 135 of the Private Acts of 1975 and Chapter 44 of the Private Acts of 1987; and any other acts amendatory thereto, relative to the charter of Lynnville.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article II, Section 2 of Chapter 289 of the Private Acts of 1965, as amended by Chapter 44 of the Private Acts of 1987, and any other acts amendatory thereto, is amended by deleting the section in its entirety, and by substituting instead the following language:

In order to stagger the terms of office of the Mayor and Aldermen, at the June 2005 election the Mayor and the two (2) candidates for the office of Alderman receiving the highest number of votes shall be elected to serve a three (3) year, two (2) month term of office to expire on August 31st, 2008. The three (3) candidates for the office of Alderman receiving the next highest number of votes shall be elected to serve a one (1) year, two (2) month term of office to expire on August 31st, 2006. Beginning with the August 2006 election and every two (2) years thereafter, a regular election shall be held on the first Thursday in August of even-numbered years for the election of a Mayor and/or Aldermen. At the August 2006 election, the three (3) candidates for the office of Alderman whose terms expire on August 31st, 2006 shall be elected to a four (4) year term; and at the August 2008 election, the Mayor and the two (2) candidates for the office of Alderman whose terms expire on August 31st, 2008 shall be elected to a four (4) year term. Thereafter all terms of office shall be four (4) year terms.

SECTION 2. Article IV, Section 3 of Chapter 289 of the Private Acts of 1965, as amended by Chapter 135 of the Private Acts of 1975, Chapter 44 of the Private Acts of 1987, and any other acts amendatory thereto, is amended by deleting the section in its entirety, and by substituting instead the following language:

The Mayor and Aldermen shall take office at twelve o'clock (12:00) noon on the 31st of August following each regular election to serve until their successors are elected and qualified.

SECTION 3. Article IV, Section 2 of Chapter 289 of the Private Acts of 1965, and any other acts amendatory thereto, is amended by deleting the language in its entirety, and by substituting instead the following language:

SECTION 2. *Qualifications.* To be eligible for election and to continue in the office of Mayor or Alderman a person shall meet the following qualifications:

- (1) Be a registered voter in Giles County and the Town of Lynnville; and

(2) Be a resident of the Town of Lynnville for six (6) months next preceding the date of the election.

SECTION 4. Article V, Section 4 of Chapter 289 of the Private Acts of 1965, and any other acts amendatory thereto, is amended by deleting the language in its entirety, and by substituting instead the following language:

Section 4. *Ordinance Adoption.*

(a) All ordinances shall begin with the clause, *Be it enacted by the Board of Mayor and Aldermen of the Town of Lynnville, Tennessee*, and shall be introduced in writing.

(b) Each ordinance shall be passed on three separate days at regular, adjourned or special meetings, and shall be read once in full and twice by title.

(c) Notwithstanding the provisions of subsection (b), any ordinance may be introduced, read three times, once in full and twice by title, and passed on third and final reading by unanimous vote of all members of the Board at any meeting. In the event an ordinance is so passed, it shall contain the following provision in the body thereof, immediately following the public welfare clause: "This ordinance was passed unanimously on three readings, on this the day of _____, _____, the public good and welfare demanding that its passage not be postponed."

(e) It shall not be necessary to copy ordinances in the minutes, but reference to them shall be made in the minutes by subject matter.

(f) After passage, each ordinance shall be authenticated by the Mayor or two (2) Aldermen.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Lynnville. Its approval or nonapproval shall be proclaimed by the presiding officer of the Town of Lynnville and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.

PASSED: May 19, 2004


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 7th day of June 2004



PHIL BREDEKEN, GOVERNOR